

OCTOBER 30, 2013 (SPECIAL MEETING)

ROLL CALL: CARL ELLIS, SONNY JONES, ANN MILLER AND OWEN ROBERTS WERE PRESENT. COUNCIL MEMBERS BRADLEY AND KERKHOFF WERE ABSENT. ALSO PRESENT WERE CITY ATTORNEY BILL MOORE AND MAYOR BRIAN TRAUGOTT.

DEPT. HEADS: BART MILLER AND ALLISON WHITE WERE PRESENT REPRESENTING THEIR RESPECTIVE DEPARTMENTS.

CITY ATTORNEY BILL MOORE PRESENTED A PROPOSED ENVIRONMENTAL INDEMNIFICATION AGREEMENT RELATIVE TO THE RECENT SALE OF THE 32 ACRES AT 1270 GRASSY SPRINGS ROAD. THIS AGREEMENT IS TO INDEMNIFY THE LENDER AND BUYER AGAINST ANY AND ALL ENVIRONMENTAL CLAIMS AND ENVIRONMENTAL LIABILITIES AND COSTS ARISING FROM, CAUSED BY, OR RELATED TO ANY AND ALL ADVERSE ENVIRONMENTAL CONDITIONS. MR. MOORE NOTED THAT SUCH AN AGREEMENT IS PROPER GIVEN THAT THE CITY WILL ALWAYS MAINTAIN LIABILITY OF THE FORMER LANDFILL LOCATED ON THE PROPERTY.

MOTION BY JONES, SECONDED BY ROBERTS TO AUTHORIZE THE MAYOR TO EXECUTE THE ENVIRONMENTAL INDEMNIFICATION AGREEMENT BETWEEN THE CITY, THE PURCHASERS AND THE LENDER OF 32 ACRES OF PROPERTY LOCATED AT 1270 GRASSY SPRINGS ROAD.

The vote was as follows: Ellis, Jones, Miller and Roberts voting aye.

PUBLIC WORKS DIRECTOR BART MILLER INFORMED THE COUNCIL THAT THE QUOTE RECEIVED AND ACCEPTED ON OCTOBER 10, 2013 FOR A HYDRAULIC HAMMER/BREAKER ATTACHMENT IN THE AMOUNT OF \$13,600 BY NORTRAX DID NOT INCLUDE INSTALLATION, HOWEVER THE QUOTE SUBMITTED BY WILSON EQUIPMENT'S QUOTE DID INCLUDE INSTALLATION. MR. MILLER RECOMMENDED RESCINDING QUOTE AWARD TO NORTRAX AND RE-ADVERTISING FOR HYDRAULIC HAMMER/BREAKER ATTACHMENT QUOTES, INCLUDING INSTALLATION.

MOTION BY ELLIS, SECONDED BY JONES TO RESCIND OCTOBER 10, 2013 QUOTE AWARD OF \$13,600 AS PRESENTED BY NORTRAX FOR THE PURCHASE OF A HYDRAULIC HAMMER/BREAKER ATTACHMENT DUE TO THE PRICE NOTE INCLUDING INSTALLATION.

The vote was as follows: Ellis, Jones, Miller and Roberts voting aye.

MOTION BY ELLIS, SECONDED BY JONES TO RE-ADVERTISE FOR QUOTES TO PURCHASE A HYDRAULIC HAMMER FOR THE BACKHOE, INCLUDING INSTALLATION.

The vote was as follows: Ellis, Jones, Miller and Roberts voting aye.

MOTION BY JONES, SECONDED BY ROBERTS THAT THE MEETING OF THE COUNCIL ADJOURN.

The vote was as follows: Ellis, Jones, Miller and Roberts voting aye.

APPROVED:

BRIAN TRAUGOTT, MAYOR

ATTEST:

ALLISON B. WHITE, CITY CLERK